

THURSDAY, FEBRUARY 13, 1997

SEVENTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Representative Walley.

Representative Walley led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present97

Representatives present and not voting were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jones S., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Ham), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member(s) has/have been excused, pursuant to request(s) under **Rule No. 20**:

Representative U. Jones; personal reasons

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 39: Rep(s). Fowlkes as prime sponsor(s).

House Bill No. 640: Rep(s). Fraley as prime sponsor(s).

MESSAGE FROM THE SENATE

February 13, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 43; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 43 -- Memorials, Personal Achievement - Andrew Thompson, Oscar Mayer talent winner. by *Womack, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Gilbert, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jordan, *Koella, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

MESSAGE FROM THE SENATE

February 13, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 40, 42 and 44; all adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 40 -- Memorials, Death - Milton H. Hamilton, Sr. by *Herron, *Wilder, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Gilbert, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jordan, *Koella, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Williams, *Womack.

Senate Joint Resolution No. 42 -- Memorials, Professional Achievement - Cooley's Fine Clothing, 60th anniversary. by *Fowler, *Crutchfield.

Senate Joint Resolution No. 44 -- Memorials, Death - James "Trooper Jim" Foster. by *Kyle, *Haynes, *Herron.

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolution(s) was/were introduced and placed on the Consent Calendar for February 19, 1997:

House Resolution No. 17 -- Memorials, Sports - 1996 Jefferson County High School football team, TSSAA Class 5-A runner-up. by *Roach.

House Resolution No. 18 -- Memorials, Sports - Bill Gardner, member, Tennessee Junior/Community College Hall of Fame. by *Roach.

House Joint Resolution No. 47 -- Memorials, Public Service - Former Representative Bill Purcell, service as member and chairman, select committee on children and youth. by *DeBerry L, *Naifeh, *Ridgeway, *Hargrove.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution(s) listed was/were noted as being placed on the Consent Calendar for February 19, 1997:

Senate Joint Resolution No. 40 -- Memorials, Death - Milton H. Hamilton, Sr. by *Herron, *Wildner, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Gilbert, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jordan, *Koella, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Williams, *Womack.

Senate Joint Resolution No. 42 -- Memorials, Professional Achievement - Cooley's Fine Clothing, 60th anniversary. by *Fowler, *Crutchfield.

Senate Joint Resolution No. 43 -- Memorials, Personal Achievement - Andrew Thompson, Oscar Mayer talent winner. by *Womack, *Atchley, *Burks, *Carter, *Cohen, *Cooper, *Crowe, *Crutchfield, *Davis L, *Dixon, *Elsea, *Ford J, *Fowler, *Gilbert, *Graves, *Harper, *Haun, *Haynes, *Henry, *Herron, *Jordan, *Koella, *Kurita, *Kyle, *Leatherwood, *McNally, *Miller J, *Person, *Ramsey, *Rochelle, *Springer, *Wilder, *Williams, *Womack.

Senate Joint Resolution No. 44 -- Memorials, Death - James "Trooper Jim" Foster. by *Kyle, *Haynes, *Herron.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1015 -- Benton County - Subject to local approval, authorizes severance tax on pulpwood. by *Twidell.

House Bill No. 1016 -- Judges and Chancellors - Removes prohibition on general sessions judge being paid salary higher than salary paid to circuit court judge Amends TCA Title 16, Chapter 15, Part 50. by *Buck.

House Bill No. 1017 -- Courts, General Sessions - Increases from \$10,000 to \$15,000 jurisdictional limit of general sessions courts. Amends TCA Title 16, Chapter 15. by *Buck.

House Bill No. 1018 -- Law Enforcement - Establishes four year term for members of peace officer standards and training commission with appointment subject to confirmation by joint resolution Amends TCA Title 38, Chapter 8. by *Buck.

House Bill No. 1019 -- Workers' Compensation - Requires workers' compensation carrier to obtain settling litigant's release of all related tort claims against employer or assume liability for such claims Amends TCA Title 50, Chapter 6, Part 4 and Title 56. by *Buck.

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House Bill No. 1020 -- County Officers - Requires clerk of court to file bills of sheriff with affidavit of sheriff certifying signature as authentic; authorizes sheriff or clerk to forward such bills to proper authorities for payment. Amends TCA Section 41-4-133. by *Buck.

House Bill No. 1021 -- Highway Signs - "Carl W. Woodard Memorial Bridge," S.R. 85, Smith County. by *Buck.

House Bill No. 1022 -- Judges and Chancellors - Gives judge or lawyer sitting as substitute judge same immunity as judge for whom sitting; allows general sessions judge and juvenile judge to interchange without being resident of county; establishes procedure for appointment of and limitations upon substitute judges in general sessions court Amends TCA Title 16 and Title 17. by *Buck.

House Bill No. 1023 -- Alcoholic Beverages - Gives county legislative body authority to forbid sale or storage of beer within 2,000 feet of public park frequented by children Amends TCA Title 57, Chapter 5. by *Buck.

House Bill No. 1024 -- Firearms and Ammunition - Conforms Tennessee law to federal law by requiring person to be 21 or older rather than 18 or older to apply for a handgun carry permit Amends TCA Title 39, Chapter 17, Part 13. by *Buck.

House Bill No. 1025 -- Public Property - Increases from two to three number of public places in which notice advertising sale of confiscated alcoholic beverages must be posted Amends TCA Title 12. by *Buck.

House Bill No. 1026 -- Courts, General Sessions - Requires defendant to notify clerk within 48 hours of hearing if feels there is another defendant; clerk shall notify plaintiff and automatically continue hearing for 30 days so plaintiff can add new defendant to warrant, continuation granted if defendant fails to notify. Amends TCA Title 16, Chapter 15. by *Buck.

House Bill No. 1027 -- Adoption - Reduces from the fourth to the third day of the child's life in which surrender or parental consent is valid; authorizes court to waive waiting period for good cause. Amends TCA Title 36, Chapter 1. by *Buck.

House Bill No. 1028 -- Civil Procedure - Clarifies that statutes and rules of civil and criminal procedure prevail over any conflicting local rule of court concerning issuance of subpoenas and consequences of failing to respond to subpoena Amends TCA Title 16, Chapter 15; Title 24, Chapter 2 and Title 40, Chapter 17. by *Buck.

***House Bill No. 1029** -- Pensions and Retirement Benefits - Permits service retirement with 25 years of service instead of 30 for teachers and state employees; authorizes insurance coverage upon payment of 20 percent of premium. Amends TCA Title 8. by *Maddox.

House Bill No. 1030 -- Criminal Offenses - Makes it Class A misdemeanor to use nitrous oxide for purposes of causing intoxication; makes it Class E felony to distribute or sell nitrous oxide for such purposes. Amends TCA 39-17-422. by *Maddox, *Ridgeway, *Pinion, *Fitzhugh.

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***House Bill No. 1031** -- Teachers - Lowers teacher retirement eligibility from 30 to 25 years; provides mechanism for insurance benefit plan. Amends TCA Title 8, Chapter 27 and Title 8, Chapter 36. by *Maddox, *Pinion, *Ridgeway.

House Bill No. 1032 -- Evidence - Permits witness to testify as to value of property for which witness is bailee as well as property witness owns notwithstanding Rule 701 of Rules of Evidence. Amends TCA Title 24. by *Ritchie.

House Bill No. 1033 -- Real Property - Creates four year implied warranty on certain real estate transactions between buyer and builder/vendor. Amends TCA Title 66, Chapter 5, Part 2. by *Ritchie.

House Bill No. 1034 -- Liens - Requires owner or purchaser of improved real property to notify all mechanics and materialmen known by owner or purchaser to have provided labor and/or material to project, at time owner or purchaser files notice of completion. Amends TCA Title 66, Chapter 11, Part 1. by *Ritchie.

House Bill No. 1035 -- Criminal Offenses - Authorizes court to dismiss prosecution if court determines such prosecution is a de minimis infraction. Amends TCA Title 39, Chapter 11. by *Ritchie.

House Bill No. 1036 -- Massage - Revises from October 1, 1995 to October 1, 1997, when person may certify that has completed 500 hours of massage in order to be eligible for massage therapist license. Amends TCA Title 63, Chapter 18, Part 2. by *Ritchie.

House Bill No. 1037 -- Claims Commission, Tennessee - Adds commissioner-at-large to claims commission; prescribes term and duties for such office; grants each commissioner statewide authority to hear and determine claims. Amends TCA Title 9, Chapter 8. by *Ritchie.

House Bill No. 1038 -- Civil Procedure - Redefines "person" to include governmental entity for purposes of joining such persons as third party defendants. Amends TCA Section 20-1-119. by *Ritchie.

House Bill No. 1039 -- Pensions and Retirement Benefits - Makes state pension moneys, certain retirement plan funds or assets subject to claims of domestic courts. Amends TCA Title 8, Chapter 36 and Title 26, Chapter 2. by *Ritchie.

House Bill No. 1040 -- Bail, Bail Bonds - Requires general assembly to develop standards for bail bond procedures based on federal court procedure. Amends TCA Title 40, Chapter 11. by *Ritchie.

House Bill No. 1041 -- Business Organizations - Clarifies that foreign limited liability partnerships must furnish clear and concise statement of partnership's business to secretary of state. Amends TCA Title 61, Chapter 1, Part 1. by *Ritchie.

House Bill No. 1042 -- Drugs - Makes certain changes relative to fines for drug offenses. Amends TCA Title 39, Chapter 17, Part 4. by *Ritchie.

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House Bill No. 1043 -- Divorce and Annulment - Creates exception for termination of alimony in futuro award if parties agree and court orders that such award be alimony in solido. Amends TCA Section 36-5-101. by *Ritchie.

House Bill No. 1044 -- Limitation of Actions - Revises limitations on actions for defective improvement of real estate. Amends TCA Title 28, Chapter 3, Part 2. by *Ritchie.

House Bill No. 1045 -- Taxes - Requires all tax increases by any governmental body to be approved by two-thirds vote. Amends TCA Title 67. by *Ritchie.

House Bill No. 1046 -- Education - Revises training requirements for administrative judges in special education, instead of 40 hours of training each year, judges must have 40 hours of initial training and then 15 continuing hours each year. Amends TCA Section 49-10-601. by *Ritchie.

House Bill No. 1047 -- Motor Vehicles, Titling and Registration - Increases allotment of dealer plates per dealership from 125 to 150. Amends TCA Title 55. by *Ritchie.

House Bill No. 1048 -- Education, Higher - Extends 25 percent tuition discount to children of retired teachers. Amends TCA Section 49-7-119. by *Ritchie.

House Bill No. 1049 -- Banks and Financial Institutions - Exempts title insurance availability and waiver statement requirement for financial institutions acting as closing or settlement agents providing all or partial financing or which do not require title insurance. Amends TCA Title 56, Chapter 35. by *Buck, *Phelan.

House Bill No. 1050 -- General Assembly - Prohibits person who is executive director of statewide organization which also has multicandidate political campaign committee from being elected to general assembly. Amends TCA Title 2, Chapter 10; Title 3, Chapter 1; Title 3, Chapter 6 and Title 8, Chapter 50, Part 5. by *Burchett.

House Bill No. 1051 -- Motor Vehicles, Titling and Registration - Mandates issuance of special license plates for DUI offenders upon second or subsequent violations; creates offense for DUI offender driving vehicle without such special plates. Amends TCA Title 55, Chapter 10; and Title 55, Chapter 4. by *Burchett.

House Bill No. 1052 -- Domestic Violence - Permits court ordered mediation where order of protection in effect or where allegation of domestic violence but order of protection not in effect if victim requests mediation, mediator is certified and advocate for victim may be present. Amends TCA Title 36. by *McMillan, *Eckles, *Chumney, *Turner (Hamilton).

House Bill No. 1053 -- Insurance Companies, Agents, Brokers - Clarifies that financing or refinancing transactions do not require notification of title insurance availability. Amends TCA Title 56, Chapter 35. by *McMillan, *Buck.

House Bill No. 1054 -- Firearms and Ammunition - Changes applicant background investigation from local law enforcement to department of safety; authorizes department to raise fee from \$100 to amount not to exceed \$200 to cover additional duties; requires department to notify sheriff of county where applicant resides of applicant's name and address. Amends TCA Title 39, Chapter 17. by *Buck.

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House Bill No. 1055 -- Firearms and Ammunition - Authorizes reciprocity of gun permits with other states if such other states recognize Tennessee gun permits and have similar qualifications for issuing gun permits; requires person who becomes permanent resident to obtain Tennessee gun permit which may be based on permit from other state if there is reciprocity. Amends TCA Title 39, Chapter 17. by *Buck.

House Bill No. 1056 -- Computers and Data Processing - Allows ISSD to lease state communication services to public and private agencies and to license or sell state information systems to vendor. Amends TCA Title 4, Chapter 3. by *Rhinehart, *Kisber.

House Bill No. 1057 -- Criminal Offenses - Increases from Class B misdemeanor to Class C felony penalty for unlawfully photographing person when individual is in place with reasonable expectation of privacy without prior consent of person or parent if photographing a child. Amends TCA Section 39-13-605. by *Phelan.

House Bill No. 1058 -- Physicians and Surgeons - Requires board of medical examiners to include on Tennessee's home page on Internet information on disciplinary actions and criminal convictions on licensees. Amends TCA Title 63. by *Phelan.

House Bill No. 1059 -- Municipal Government - Exempts person appointed or acting in capacity of city manager or administrator possessing master of arts degree in public administration from municipal clerk certification requirements. Amends TCA Section 6-54-120(b). by *Huskey.

House Bill No. 1060 -- Solid Waste Disposal - Prohibits construction of solid waste processing and disposal facilities within 1,500 feet of any residential, day care, school, park, or church property. Amends TCA Title 68, Chapter 211. by *DeBerry L.

House Bill No. 1061 -- Hazardous Materials - Prohibits locating hazardous waste facility less than 1,500 feet from residential, day care, church, park or school property; includes location of hazardous waste facilities to areas which the board oversees. Amends TCA Title 68, Chapter 212. by *DeBerry L.

House Bill No. 1062 -- Custody and Support - Requires that certain parental rights be incorporated into prior orders of court. Amends TCA Title 36, Chapter 6 and Section 49-6-902. by *McMillan.

House Bill No. 1063 -- Custody and Support - Clarifies that gender of party seeking custody of child does not constitute factor relative to party's fitness to parent. Amends TCA Section 36-6-101. by *McMillan, *Kernell.

House Bill No. 1064 -- Pensions and Retirement Benefits - Makes state pension moneys, certain retirement plan funds or assets subject to claims of domestic courts. Amends TCA Title 8, Chapter 36 and Title 26, Chapter 2. by *Chumney.

House Bill No. 1065 -- Tort Liability - Prohibits cause of action against local government where law enforcement officer with probable cause pursues DUI driver or suspected felon. Amends TCA Section 29-13-104 and Section 55-8-108. by *Kent, *Cole (Carter), *Walley.

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House Bill No. 1066 -- Hospitals and Health Care Facilities - Requires health care plans to cover emergency services that hospital emergency departments must provide. Amends TCA Title 56, Chapter 7, Part 23 and Title 68, Chapter 140, Part 3. by *Head, *Cole (Dyer), *Jackson, *Williams (Williamson).

House Bill No. 1067 -- Hospitals and Health Care Facilities - Extends date from June 30, 1997 to June 30, 1999, for review of new nursing home beds to be certified for Medicare program as skilled nursing facility beds; extends termination date for such review to July 1, 1999 from July 1, 1997. Amends TCA Title 68, Chapter 11, Part 1. by *Jackson.

House Bill No. 1068 -- Interior Designers - Validates and corrects references to "registered interior designer," which were implied amendments arising from enactment of Chapter 113 of Public Acts of 1995. Amends TCA Section 62-2-101; Section 62-2-105; Section 62-2-106; Section 62-2-201; Section 62-2-202; Section 62-2-203; Section 62-2-204; Section 62-2-301; Section 62-2-302; Section 62-2-304; Section 62-2-307; Section 62-2-308; Section 62-2-902 and Section 62-2-906. by *Rhinehart, *Kent, *Halteman Harwell, *West.

House Bill No. 1069 -- Taxes, Sales - Includes pre-paid telephone calling cards in definition of "tangible personal property" for sales tax law. Amends TCA Section 67-6-102(28). by *Head.

House Bill No. 1070 -- Hospitals and Health Care Facilities - Requires hospitals to retain and maintain X-ray film directly relating to patient care for five years unless specified otherwise by state board for licensing health care facilities. Amends TCA Title 68, Chapter 11. by *DeBerry J.

House Bill No. 1071 -- Motor Vehicles - Requires garagekeepers and towing companies to maintain daily records of towed vehicles which include a description of the vehicle and a license plate number if available; such records to be open for inspection by the public to be kept at least one year after transaction. Amends TCA Title 55, Chapter 16. by *Burchett.

House Bill No. 1072 -- Taxes, Sales - Exempts wireless cable television services (multipoint distribution service/multichannel multipoint distribution service) offered for public consumption from sales tax on telecommunications. Amends TCA Section 67-6-102(29)(D). by *Burchett.

House Bill No. 1073 -- Children - Enacts "Parentage Act of 1997." Amends TCA Title 36, Chapter 2, Part 1 and Title 36, Chapter 2, Part 2. by *McMillan.

House Bill No. 1074 -- Economic and Community Development - Enacts "Grant Information Center Act." Amends TCA Title 4; Title 57 and Title 67. by *Kent.

House Bill No. 1075 -- Taxes, Real Property - Requires reappraisal and equalization programs every five, instead of six, years; revises requirements during review cycle between reevaluations. Amends TCA Section 67-5-1005; Section 67-5-1601 and Section 67-5-1701. by *Rinks, *McDaniel.

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House Bill No. 1076 -- Civil Procedure - Authorizes landowners to eject persons with two or more arrests for controlled substances on landowner's premises. Amends TCA Title 29. by *Kisber, *McDaniel.

House Bill No. 1077 -- Taxes, Gasoline, Petroleum Products - Extends time for delivering carriers to file reports with commissioner from 25 to 30 days after end of month in which delivery made. Amends TCA Title 54; Title 55 and Title 67. by *DeBerry L.

House Bill No. 1078 -- Health - Requires clerk of court of record in which physician convicted of felony to forward to board of medical examiners notice of such conviction within ten, rather than 30, days. Amends TCA Title 63. by *Hargett.

House Bill No. 1079 -- Insurance, Health, Accident - Enacts willing provider law to provide reimbursement for medical services. Amends TCA Titles 56, 63, 68, and 71. by *Eckles.

House Bill No. 1080 -- Drugs - Allows individuals owning or occupying property within 1,000 feet of alleged drug nuisance to petition for abatement of nuisance; present law requires ten "freeholders" to petition. Amends TCA Title 29, Chapter 3 and Title 39, Chapter 17. by *Eckles, *Beavers, *Hood.

House Bill No. 1081 -- Air Pollution - Provides that person employed in auto emission testing county, but resident in another county, cannot be required to have vehicle tested. Amends TCA Title 68, Chapter 201. by *Beavers, *Eckles, *Hood.

House Bill No. 1082 -- Education - Requires commissioner of education to annually report certain information pertaining to student suspensions, expulsions and dropouts; requires certain local education agencies to develop and implement plans of action to reduce number of African American dropouts. Amends TCA Title 49, Chapter 1, Part 2. by *Miller L, *Pruitt, *DeBerry J.

House Bill No. 1083 -- Taxes, Real Property - Enacts "Senior Citizen's Deferred Tax Revolving Fund Act of 1997." Amends TCA Title 67, Chapter 5. by *Miller L.

House Bill No. 1084 -- Municipal Government - Requires additional member be appointed to board of public utilities of municipal electric plant who resides in portion of county served by electric plant other than county in which municipality is located. Amends TCA Section 7-52-107. by *Cole (Carter).

House Bill No. 1085 -- Taxes - Exempts "monuments of the deceased" rather than "monuments of the dead" from taxation. Amends TCA Title 67. by *Scroggs.

House Bill No. 1086 -- Taxes, Sales - Caps application of sales tax to first \$25,000 of sale of aircraft. Amends TCA Title 67, Chapter 6. by *Head, *Armstrong, *Givens, *Bittle, *Kent, *Whitson, *Wood, *Cole (Carter), *Westmoreland, *Mumpower, *Godsey.

House Bill No. 1087 -- Alcoholic Beverages - Permits sale of beer in 22 and 40 ounce containers. Amends TCA Section 57-6-104(i). by *Jones U (Shelby).

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House Bill No. 1088 -- Education - Allows parents to withdraw children from public schools without agreement of local board of education. Amends TCA Title 49, Chapter 6, Part 30. by *Wood.

House Bill No. 1089 -- Tennessee Regulatory Authority - Changes designation from "directors of Tennessee regulatory authority" to "commissioners"; changes designation of "executive secretary" to "executive director." Amends TCA Title 65, Chapter 2, Part 1. by *Halteman Harwell.

House Bill No. 1090 -- Education, Higher - Provides that higher education grievance procedure does not create interest in continued employment, or require hearing or grievance procedure on termination. Amends TCA Section 49-8-117. by *Davis R.

House Bill No. 1091 -- Education, Higher - Provides that higher education student academic or disciplinary proceedings shall not be considered "contested cases" under Uniform Administrative Procedures Act. Amends TCA Section 4-5-106. by *Davis R.

House Bill No. 1092 -- Highway Signs - "Charles Hall Bridge," S.R. 165, Monroe County. by *McKee.

House Bill No. 1093 -- Tennessee Regulatory Authority - Requires Tennessee Regulatory Authority to set local calling rates between all contiguous counties. Amends TCA Title 65, Chapter 5. by *McKee.

House Bill No. 1094 -- University of Tennessee - Adds six members to board of trustees, three appointed by each speaker to serve two year terms, members to be appointed from each grand division. Amends TCA Title 49, Chapter 9, Part 2. by *Winningham.

House Bill No. 1095 -- Board of Regents - Adds six members to board of regents, three appointed by each speaker to serve two year terms, members to be appointed from each grand division. Amends TCA Title 49, Chapter 8, Part 2. by *Winningham.

House Bill No. 1096 -- General Assembly - Requires .01 percent of all federal moneys expended in Tennessee for programs and services to be remitted to general assembly for monitoring and oversight. Amends TCA Title 3, Chapter 1, Part 1. by *Kernell.

House Bill No. 1097 -- General Assembly - Requires 0.1 percent of all federal moneys expended for programs and services in Tennessee be remitted to general assembly for monitoring and oversight. Amends TCA Title 3, Chapter 1, Part 1. by *Kernell.

House Bill No. 1098 -- Administrative Procedure - Establishes notification procedure and requirements for administrative declaratory order hearing. Amends TCA Title 4, Chapter 5. by *Kernell.

House Bill No. 1099 -- Foster Care - Establishes "Kinship Foster Care Program." Amends TCA Title 37, Chapter 2, Part 4. by *DeBerry J, *Bowers.

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House Bill No. 1100 -- Highway Signs - "Jesse Turner, Sr. Memorial Bridge," Elvis Presley Boulevard (U.S. 51), Memphis. by *DeBerry L, *Bowers, *Turner (Shelby), *DeBerry J, *Jones U (Shelby).

House Bill No. 1101 -- Custody and Support - Grants certain rights to grandparents in child protection proceedings. Amends TCA Title 37, Chapter 1. by *DeBerry L, *Bowers.

House Bill No. 1102 -- Drug and Alcohol Rehabilitation - Changes from 60 to 30 days period of time living in Tennessee and not living continuously in another state for being considered resident of Tennessee for purposes of alcohol and drug treatment. Amends TCA Title 33 and Title 68, Chapter 24. by *DeBerry L, *Bowers.

House Bill No. 1103 -- Drug and Alcohol Rehabilitation - Changes from 60 to 45 days period of time living in Tennessee and not living continuously in another state for being considered resident of Tennessee for purposes of alcohol and drug treatment. Amends TCA Title 33 and Title 68, Chapter 24. by *DeBerry L.

House Bill No. 1104 -- Minors, 12-18 - Changes from January 15 to January 31, reporting date on model teen learning centers. Amends TCA Titles 49, 56, 68, and 71. by *DeBerry L.

House Bill No. 1105 -- Limitation of Actions - Extends limitation for prosecution of sexual offenses committed against child to date child attains age of 21; if longer time for prosecution exists in statute, longer limitation of action prevails. Amends TCA Section 40-2-101. by *McAfee.

House Bill No. 1106 -- Health - Authorizes home care organizations to require person applying for employment or as volunteer to provide criminal history records or fingerprint samples, to be checked by TBI. Amends TCA Section 38-6-114 and Title 68, Chapter 11, Part 2. by *McAfee.

House Bill No. 1107 -- Traffic Safety - Requires removal of vehicle involved in accident from controlled access highway if no personal injury, death or extensive property damage involved. Amends TCA Title 55, Chapter 10. by *McDonald, *Williams, *Bowers.

House Bill No. 1108 -- Real Estate Agents and Brokers - Removes continuing education requirement for affiliates and brokers who are at least 65 at time of license renewal. Amends TCA Title 62, Chapter 13. by *McDonald, *DeBerry J.

House Bill No. 1109 -- Juvenile Offenders - Requires juvenile judge having reasonable grounds to believe juvenile committed specified serious offenses to transfer juvenile to criminal court for disposition as adult. Amends TCA Section 37-1-134. by *Boner.

House Bill No. 1110 -- Juvenile Offenders - Deletes requirement that juvenile judge must dismiss proceeding and discharge child found to have committed delinquent acts if court finds such child not in need of treatment or rehabilitation. Amends TCA Section 37-1-129. by *Boner, *Jones, S..

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House Bill No. 1111 -- Juvenile Offenders - Establishes procedure whereby person to whom restitution is ordered from delinquent child can convert unpaid balance of restitution owing at time juvenile court loses jurisdiction over child into civil judgment against such child. Amends TCA Title 25; Title 26 and Title 37. by *Boner, *Turner (Hamilton), *Ridgeway.

House Bill No. 1112 -- Juvenile Offenders - Requires certain mandatory dispositions depending upon number of prior adjudications when juvenile found delinquent, based upon conduct that would constitute offenses of car theft, illegal possession of weapon or sale of drugs. Amends TCA Title 37, Chapter 1. by *Boner, *Turner (Hamilton), *Ridgeway.

House Bill No. 1113 -- Juvenile Offenders - Creates presumption that juvenile committing delinquent act constituting certain criminal offenses be detained in secure facility prior to hearing on petition; restricts juvenile court's ability to place juvenile with parents or in home detention rather than detaining in secure facility. Amends TCA Section 37-1-114. by *Boner.

***House Bill No. 1114** -- Appeal and Review - Authorizes either state or child to take interlocutory appeal to criminal court from juvenile court's decision as to whether child should be transferred to criminal court for trial and disposition as adult. Amends TCA Section 37-1-159. by *Boner.

House Bill No. 1115 -- Safety - Establishes grant program for occupational health and safety programs for trade associations to conduct for member organizations. Amends TCA Section 50-6-504. by *Arriola.

House Bill No. 1116 -- Annexation - Requires referendum before annexation takes effect if property to be annexed has more than 1/4 square miles or 300 parcels. Amends TCA Section 6-51-102. by *Wood, *Sharp.

House Bill No. 1117 -- Taxes, Franchise - Increases minimum franchise tax from \$10.00 to \$25.00. Amends TCA Section 67-4-907. by *Eckles.

House Bill No. 1118 -- Accountants - Revises conditions and disclosures of public accountants relative to compensation for referrals or payments to obtain clients. Amends TCA Title 62, Chapter 1. by *Fowlkes.

House Bill No. 1119 -- Highways, Roads and Bridges - Directs commissioner of transportation to submit to U. S. department of transportation preferred interstate route for high priority corridor through portion of Shelby County in relative proximity to U.S. 51 and runs through Zip Code 38127. Amends TCA Title 54. by *Cooper, *Miller L.

House Bill No. 1120 -- Boats, Boating - Requires titling of watercraft. by *Rinks.

House Bill No. 1121 -- Hospitals and Health Care Facilities - Revises law concerning certificates of need. Amends TCA Title 68, Chapter 11, Part 1. by *Armstrong.

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House Bill No. 1122 -- Consumer Protection - Increases from 30 to 60 days in which senate commerce, labor and agriculture committee and house commerce committee must act on rules or regulations promulgated by division of consumer affairs before such rules or regulations shall become effective without committee action. Amends TCA Title 47. by *Ridgeway.

House Bill No. 1123 -- University of Tennessee - Authorizes board of trustees to create private nonprofit corporation to operate University of Tennessee Memorial Research Center and Hospital. Amends TCA Title 49, Chapter 9. by *Ritchie, *Armstrong, *Bittle, *Boyer, *Burchett.

House Bill No. 1124 -- Health - Requires commissioner of health to compile list of all doctors and pharmacists who contract with MCOs and make list available to public. Amends TCA Title 4; Title 56; Title 68 and Title 71. by *Chumney.

House Bill No. 1125 -- Sunshine Law - Requires public meetings of governing body to be held not more than 25 miles from boundary of affected government. Amends TCA Title 8, Chapter 44. by *Chumney.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

House Bill No. 790 -- Private Protective Services -- Caption Bill Held on House Desk

House Bill No. 791 -- Education, Higher -- House Education Committee

House Bill No. 792 -- Education -- House Education Committee

House Bill No. 793 -- Banks and Financial Institutions -- Caption Bill Held on House Desk

House Bill No. 794 -- Hospitals and Health Care Facilities -- House Health & Human Resources Committee

House Bill No. 795 -- Hospitals and Health Care Facilities -- House Health & Human Resources Committee

House Bill No. 796 -- Loan Companies -- House Commerce Committee

House Bill No. 797 -- Courts, General Sessions -- Caption Bill Held on House Desk

House Bill No. 798 -- Sexual Offenses -- House Judiciary Committee

House Bill No. 799 -- Sexual Offenses -- House Judiciary Committee

House Bill No. 800 -- Tennessee Bureau of Investigation -- House Judiciary Committee

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House Bill No. 801 -- Tennessee Bureau of Investigation -- House Judiciary Committee

House Bill No. 802 -- Sentencing -- House Judiciary Committee

House Bill No. 803 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 804 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 805 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 806 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 807 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 808 -- Education -- Caption Bill Held on House Desk

House Bill No. 809 -- Custody and Support -- Caption Bill Held on House Desk

House Bill No. 810 -- Administrative Procedure -- House State & Local Government Committee

House Bill No. 811 -- Courts, General Sessions -- House Judiciary Committee

House Bill No. 812 -- Advertising -- House Transportation Committee

House Bill No. 813 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 814 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 815 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 816 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 817 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 818 -- Insurance, Health, Accident -- Caption Bills Held on House Desk

House Bill No. 819 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 820 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 821 -- Highways, Roads and Bridges -- House Transportation Committee

House Bill No. 822 -- Telecommunications -- Caption Bill Held on House Desk

House Bill No. 823 -- Municipal Government -- House State & Local Government Committee

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House Bill No. 824 -- Taxes -- House State & Local Government Committee

House Bill No. 825 -- Drugs -- House Judiciary Committee

House Bill No. 826 -- Boats, Boating -- House Conservation & Environment Committee

House Bill No. 827 -- Solid Waste Disposal -- House State & Local Government Committee

House Bill No. 828 -- Alcoholic Beverages -- House State & Local Government Committee

House Bill No. 829 -- Human Services, Dept. of -- House Government Operations Committee

House Bill No. 830 -- Taxes, Real Property -- House State & Local Government Committee

House Bill No. 831 -- County Government -- House State & Local Government Committee

House Bill No. 832 -- Hardin County -- Local Bill Held on House Desk

House Bill No. 833 -- Bond Issues -- House Education Committee

House Bill No. 834 -- Real Estate Agents and Brokers -- House Commerce Committee

House Bill No. 835 -- Drainage, Levee Districts -- House State & Local Government Committee

House Bill No. 836 -- Municipal Government -- Caption Bill Held on House Desk

House Bill No. 837 -- Architects and Engineers -- House Commerce Committee

House Bill No. 838 -- Solid Waste Disposal -- House State & Local Government Committee

House Bill No. 839 -- DUI/DWI Offenses -- House Judiciary Committee

House Bill No. 840 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 841 -- Psychologists -- Caption Bill Held on House Desk

House Bill No. 842 -- Criminal Offenses -- Caption Bill Held on House Desk

House Bill No. 843 -- Commerce and Insurance, Dept. of -- Caption Bill Held on House Desk

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House Bill No. 844 -- Opticians -- House Health & Human Resources Committee

House Bill No. 845 -- Education -- House Education Committee

House Bill No. 846 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 847 -- University of Tennessee -- House Education Committee

House Bill No. 848 -- County Officers -- House State & Local Government Committee

House Bill No. 849 -- Workers' Compensation -- House Consumer & Employee Affairs Committee

House Bill No. 850 -- Traffic Safety -- House Transportation Committee

House Bill No. 851 -- Unemployment Compensation -- House Consumer & Employee Affairs Committee

House Bill No. 852 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 853 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 854 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 855 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 856 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 857 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 858 -- Insurance Companies, Agents, Brokers -- Caption Bill Held on House Desk

House Bill No. 859 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 860 -- Tort Liability -- Caption Bills Held on House Desk

House Bill No. 861 -- Economic and Community Development, Dept. of -- House Government Operation Committee

House Bill No. 862 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 863 -- Insurance Companies, Agents, Brokers -- Caption Bill Held on House Desk

House Bill No. 864 -- Insurance Companies, Agents, Brokers -- Caption Bill Held on House Desk

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House Bill No. 865 -- Insurance Companies, Agents, Brokers -- Caption Bill Held on House Desk

House Bill No. 866 -- Workers' Compensation -- Caption Bill Held on House Desk

House Bill No. 867 -- County Government -- House State & Local Government Committee

House Bill No. 868 -- Public Funds and Financing -- House State & Local Government Committee

House Bill No. 869 -- Public Funds and Financing -- Caption Bill Held on House Desk

House Bill No. 870 -- Highway Signs -- House Transportation Committee

House Bill No. 871 -- Telecommunications -- House Commerce Committee

House Bill No. 872 -- Election Laws -- House State & Local Government Committee

House Bill No. 873 -- Lobbying, Lobbyists -- House State & Local Government Committee

House Bill No. 874 -- Taxes, Ad Valorem -- House State & Local Government Committee

House Bill No. 875 -- Forest and Forest Products -- Caption Bill Held on House Desk

House Bill No. 876 -- Tennessee Higher Education Commission -- House Education Committee

House Bill No. 877 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 878 -- Penal and Reformatory Institutions -- Caption Bill Held on House Desk

House Bill No. 879 -- Local Education Agency -- House Education Committee

House Bill No. 880 -- Aged Persons -- Caption Bill Held on House Desk

House Bill No. 881 -- Driver Licenses -- Caption Bill Held on House Desk

House Bill No. 882 -- Insurance, Motor Vehicles -- House Commerce Committee

House Bill No. 883 -- Driver Licenses -- Caption Bill Held on House Desk

House Bill No. 884 -- DUI/DWI Offenses -- House Judiciary Committee

House Bill No. 885 -- Taxes, Privilege -- House Finance, Ways & Means Committee

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House Bill No. 886 -- County Officers -- House State & Local Government Committee

House Bill No. 887 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 888 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 889 -- Traffic Safety -- House Government Operations Committee

House Bill No. 890 -- Charitable Solicitations -- House Commerce Committee

House Bill No. 891 -- Highways, Roads and Bridges -- House Transportation Committee

House Bill No. 892 -- Education -- House Education Committee

House Bill No. 893 -- Private Protective Services -- Caption Bill Held on House Desk

House Bill No. 894 -- School Transportation -- House Education Committee

House Bill No. 895 -- Health -- Caption Bill Held on House Desk

House Bill No. 896 -- Criminal Offenses -- House Children and Family Affairs Committee

House Bill No. 897 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 898 -- Criminal Offenses -- House Judiciary Committee

***House Bill No. 899** -- Juvenile Offenders -- House Children and Family Affairs Committee

House Bill No. 900 -- Education -- House Finance, Ways & Means Committee

House Bill No. 901 -- Education -- House Education Committee

House Bill No. 902 -- Criminal Offenses -- Caption Bill Held on House Desk

***House Bill No. 903** -- Tobacco, Tobacco Products -- Caption Bill Held on House Desk

House Bill No. 904 -- County Officers -- House State & Local Government Committee

House Bill No. 905 -- Sexual Offenses -- Caption Bill Held on House Desk

House Bill No. 906 -- Education -- House Education Committee

House Bill No. 907 -- Motor Vehicles -- House Transportation Committee

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House Bill No. 908 -- Taxes, Personal Property -- House State & Local Government Committee

House Bill No. 909 -- Election Laws -- House State & Local Government Committee

House Bill No. 910 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 911 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 912 -- Insurance, Health, Accident -- House Commerce Committee

House Bill No. 913 -- Drugs -- House Health & Human Resources Committee

House Bill No. 914 -- Education, Higher -- House Education Committee

House Bill No. 915 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 916 -- Penal and Reformatory Institutions -- Caption Bill Held on House Desk

House Bill No. 917 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 918 -- Pensions and Retirement Benefits -- House Finance, Ways & Means Committee

House Bill No. 919 -- Uniform Commercial Code -- House Judiciary Committee

House Bill No. 920 -- Insurance Companies, Agents, Brokers -- Caption Bill Held on House Desk

House Bill No. 921 -- Statutes -- House Judiciary Committee

House Bill No. 922 -- Uniform Commercial Code -- House Judiciary Committee

***House Bill No. 923** -- Game and Fish Laws -- House Conservation & Environment Committee

House Bill No. 924 -- Taxes, Sales -- House Finance, Ways & Means Committee

House Bill No. 925 -- Taxes, Real Property -- House State & Local Government Committee

House Bill No. 926 -- Children -- House Children and Family Affairs Committee

House Bill No. 927 -- Indigents -- House Health & Human Resources Committee

House Bill No. 928 -- Taxes, Real Property -- House State & Local Government Committee

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House Bill No. 929 -- Autopsies -- House Judiciary Committee

House Bill No. 930 -- Taxes, Excise -- House Finance, Ways & Means Committee

House Bill No. 931 -- Taxes, Sales -- House Finance, Ways & Means Committee

House Bill No. 932 -- Taxes, Sales -- House Finance, Ways & Means Committee

House Bill No. 933 -- Real Estate Agents and Brokers -- Caption Bill Held on House Desk

House Bill No. 934 -- State Prisoners -- House Judiciary Committee

House Bill No. 935 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 936 -- State Employees -- Caption Bill Held on House Desk

House Bill No. 937 -- Private Protective Services -- House Commerce Committee

House Bill No. 938 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 939 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 940 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 941 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 942 -- Firearms and Ammunition -- House Judiciary Committee

House Bill No. 943 -- Criminal Procedure -- Caption Bill Held on House Desk

House Bill No. 944 -- Criminal Procedure -- Caption Bill Held on House Desk

House Bill No. 945 -- Utilities, Utility Districts -- House State & Local Government Committee

House Bill No. 946 -- Election Laws -- Caption Bill Held on House Desk

House Bill No. 947 -- Insurance, Motor Vehicles -- Caption Bill Held on House Desk

House Bill No. 948 -- Motor Vehicles -- Caption Bill Held on House Desk

House Bill No. 949 -- Motor Vehicles, Titling and Registration -- Caption Bill Held on House Desk

House Bill No. 950 -- Motor Vehicle Commission -- Caption Bill Held on House Desk

House Bill No. 951 -- Motor Vehicle Commission -- Caption Bill Held on House Desk

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House Bill No. 952 -- Auctions and Auctioneers -- Caption Bill Held on House Desk

House Bill No. 953 -- Local Government, General -- House State & Local Government Committee

House Bill No. 954 -- Privacy, Confidentiality -- Caption Bill Held on House Desk

House Bill No. 955 -- Managed Care Organizations -- Caption Bill Held on House Desk

House Bill No. 956 -- Consumer Protection -- Caption Bill Held on House Desk

House Bill No. 957 -- Telecommunications -- House Commerce Committee

House Bill No. 958 -- Radio and Television -- Caption Bill Held on House Desk

House Bill No. 959 -- County Officers -- House State & Local Government Committee

House Bill No. 960 -- Historical Sites -- House Conservation & Environment Committee

House Bill No. 961 -- Jails, Local -- House Judiciary Committee

House Bill No. 962 -- Education -- House Education Committee

House Bill No. 963 -- Day Care -- Caption Bill Held on House Desk

House Bill No. 964 -- Education -- Caption Bill Held on House Desk

House Bill No. 965 -- Education -- House Education Committee

House Bill No. 966 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 967 -- Codes -- House Commerce Committee

House Bill No. 968 -- Election Laws -- House State & Local Government Committee

***House Bill No. 969** -- Taxes -- Caption Bill Held on House Desk

House Bill No. 970 -- Schools, Private and Charter -- Caption Bill Held on House Desk

***House Bill No. 971** -- Civil Service -- Caption Bill Held on House Desk

House Bill No. 972 -- Dams -- House Conservation & Environment Committee

House Bill No. 973 -- Firefighters -- Caption Bill Held on House Desk

House Bill No. 974 -- Architects and Engineers -- House Commerce Committee

House Bill No. 975 -- Taxes, Sales -- House Finance, Ways & Means Committee

THURSDAY, FEBRUARY 13, 1997 -- SEVENTH LEGISLATIVE DAY

House Bill No. 976 -- Architects and Engineers -- House Commerce Committee

House Bill No. 977 -- Architects and Engineers -- House Commerce Committee

House Bill No. 978 -- Architects and Engineers -- House Commerce Committee

House Bill No. 979 -- Criminal Offenses -- House Judiciary Committee

House Bill No. 980 -- Tort Liability -- Caption Bill Held on House Desk

***House Bill No. 981** -- Labor -- House State & Local Government Committee

House Bill No. 982 -- Bad Checks -- Caption Bill Held on House Desk

House Bill No. 983 -- Criminal Offenses -- Caption Bill Held on House Desk

House Bill No. 984 -- Private Protective Services -- Caption Bill Held on House Desk

House Bill No. 985 -- Bad Checks -- House Judiciary Committee

House Bill No. 986 -- Banks and Financial Institutions -- Caption Bill Held on House Desk

House Bill No. 987 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 988 -- Insurance, Health, Accident -- Caption Bill Held on House Desk

House Bill No. 989 -- Election Laws -- House State & Local Government Committee

House Bill No. 990 -- State Employees -- Caption Bill Held on House Desk

House Bill No. 991 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 992 -- Tobacco, Tobacco Products -- Caption Bill Held on House Desk

House Bill No. 993 -- TennCare -- Caption Bill Held on House Desk

House Bill No. 994 -- Mobile Homes and Manufactured Buildings -- Caption Bill Held on House Desk

House Bill No. 995 -- Taxes, Sales -- House Finance, Ways & Means Committee

House Bill No. 996 -- Motor Vehicles, Titling and Registration -- House Transportation Committee

House Bill No. 997 -- Taxes, Sales -- House Finance, Ways & Means Committee

House Bill No. 998 -- Motor Vehicles, Titling and Registration -- Caption Bill Held on House Desk

THURSDAY, FEBRUARY 13, 1997 -- SEVENTH LEGISLATIVE DAY

House Bill No. 999 -- Motor Vehicle Commission -- House Commerce Committee

House Bill No. 1000 -- Municipal Government -- House State & Local Government Committee

House Bill No. 1001 -- Lobbying, Lobbyists -- House State & Local Government Committee

House Bill No. 1002 -- Forest and Forest Products -- House Agriculture Committee

House Bill No. 1003 -- Surveyors -- House Commerce Committee

House Bill No. 1004 -- Annexation -- House State & Local Government Committee

House Bill No. 1005 -- Local Education Agency -- House Education Committee

House Bill No. 1006 -- Annexation -- House State & Local Government Committee

House Bill No. 1007 -- County Officers -- Caption Bill Held on House Desk

House Bill No. 1008 -- Tort Liability -- House Commerce Committee

House Bill No. 1009 -- Privacy, Confidentiality -- House Judiciary Committee

House Bill No. 1010 -- Health -- Caption Bill Held on House Desk

House Bill No. 1011 -- Health -- Caption Bill Held on House Desk

House Bill No. 1012 -- Medicine, Practice of -- Caption Bill Held on House Desk

House Bill No. 1013 -- Bond Issues -- House Conservation & Environment Committee

House Bill No. 1014 -- Environmental Preservation -- House Conservation & Environment Committee

CAPTION BILLS REFERRED

February 13, 1997

Pursuant to **Rule No. 47**, the following Caption Bill(s), 459 and 494 held on the Clerk's desk were referred to the following Committee(s):

***House Bill No. 459** -- Funeral Directors and Embalmers -- House Commerce Committee

***House Bill No. 494** -- Tobacco, Tobacco Products -- House Commerce Committee

CONSENT CALENDAR

***House Bill No. 51** -- Highway Signs - "Rondal B. Cole Memorial Highway," S.R. 91, Carter County. by *Cole (Carter), *Kent, *Patton, *Godsey, *Pinion, *Mumpower, *Ridgeway, *Davis R. (SB58 by *Crowe)

House Joint Resolution No. 41 -- Memorials, Sports - 1996 Carson-Newman football team. by *Roach.

House Joint Resolution No. 44 -- Memorials, Heroism - Michael Glenn Hall and Scott Studden. by *Wood.

House Joint Resolution No. 45 -- Memorials, Retirement - Harold Hazelip. by *Halteman Harwell.

***House Joint Resolution No. 46** -- Memorials, Professional Achievement - Peter C. Doherty, Ph.D., St. Jude Children's Hospital, 1996 Nobel Prize for Medicine recipient. by *Hargrove, *Naifeh, *Ridgeway, *Tidwell, *Kisber, *Cole (Dyer), *Rhinehart, *Phelan, *DeBerry L, *Chumney, *Bowers, *Pinion, *Hargrove, *Maddox, *Fitzhugh, *Rinks, *Jones U (Shelby), *DeBerry J, *Miller L, *Turner (Shelby), *Brooks, *McDaniel.

Senate Joint Resolution No. 37 -- Memorials, Death - Charles "Charlie" W. Holt, Sr. by *Springer.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes97
Noes0

Representatives voting aye were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Ham), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

BILLS WITHDRAWN

On motion of Rep. Newton, **House Bill No. 17** and **20** were recalled from the State & Local Government Committee and withdrawn from the House.

On motion of Rep. Newton, **House Bill No. 19** and **23** were withdrawn from the House.

ANNOUNCEMENTS

RULES SUSPENDED

Rep. Roach moved that the rules be suspended for the purpose of introducing House Resolution No. 16 out of order, which motion prevailed.

House Resolution No. 16 -- Memorials, Sports - Todd Collins. by *Roach.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Roach, the resolution was adopted.

A motion to reconsider was tabled.

BILLS WITHDRAWN

On motion of Rep. Roach, **House Bill No. 649** was recalled from the Conservation & Environment Committee and withdrawn from the House.

MESSAGE FROM THE SENATE

February 13, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 56; adopted for concurrence.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

Senate Joint Resolution No. 56 -- Memorials, Death - Rondal B. Cole. by *Crowe.

RULES SUSPENDED

Rep. Patton moved that the rules be suspended for the purpose of introducing Senate Joint Resolution No. 56 out of order, which motion prevailed.

Senate Joint Resolution No. 56 -- Memorials, Death - Rondal B. Cole. by *Crowe.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Patton, with the request that all members voting aye be added as sponsors, the resolution was adopted.

MESSAGE FROM THE SENATE

February 13, 1997

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 31, 33, 34, 35, 36, 42 and 43; all concurred in by the Senate.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

ENGROSSED BILLS

February 13, 1997

The following bills have been examined, engrossed, and are ready for transmission to the Senate: House Bill(s) No(s). 51, also, House Joint Resolution(s) No(s) 41, 44, 45 and 46 .

BETTY KAY FRANCIS, Chief Engrossing Clerk.

ENROLLED BILLS

February 13, 1997

The following bills have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 17, 19 and 20; also, House Resolution(s) No(s). 16.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED

February 13, 1997

The Speaker signed the following: House Joint Resolution(s) No(s). 17, 19 and 20; also, House Resolution(s) No(s). 16.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

MESSAGE FROM THE SENATE

February 13, 1997

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 37 and 56; for the signature of the Speaker.

CLYDE W. McCULLOUGH, JR., Chief Clerk.

SIGNED

February 13, 1997

The Speaker signed the following: Senate Joint Resolution(s) No(s). 37 and 56.

ENROLLED BILLS

February 13, 1997

The following bill(s) have been compared, enrolled, and are ready for the signature(s) of the Speaker(s): House Joint Resolution(s) No(s). 31, 33, 34, 35, 36, 42 and 43.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

SIGNED
February 13, 1997

The Speaker signed the following: House Joint Resolution(s) No(s). 31, 33, 34, 35, 36, 42 and 43.

BETTY KAY FRANCIS, Chief Engrossing Clerk.

CONSENT CALENDAR
February 13, 1997

The following local bills have been placed on the Consent Calendar for **February 19, 1997**: House Bill(s) No(s) 325, 355, 368, 398, 465, 470, 471, 491, 492, 523 and 524.

APPOINTMENT OF SELECT COMMITTEE

The Speaker announced that he has appointed the following members to the Select Committee on Children & Youth: Representatives Armstrong, Fowlkes, Chumney, L. DeBerry, Givens, S. Jones, Turner (Hamilton), Ridgeway, Whitson and Halteman Harwell.

APPOINTMENT OF SELECT COMMITTEE

The Speaker announced that he has appointed the following members to the Business Tax Study Committee: Representatives Kisber, Bowers, Cole (Dyer), Pinion, Head, Turner (Hamilton) and McKee.

ROLL CALL

The roll call was taken with the following results:

Present.....98

Representatives present were: Armstrong, Arriola, Beavers, Bird, Bittle, Bone, Boner, Bowers, Boyer, Brooks, Brown, Buck, Burchett, Caldwell, Chumney, Clabough, Cole (Carter), Cole (Dyer), Cooper, Cross, Curtiss, Davidson, Davis, DeBerry J., DeBerry L., Dunn, Eckles, Ferguson, Fitzhugh, Ford, Fowlkes, Fraley, Garrett, Givens, Godsey, Goins, Gunnels, Haley, Halteman-Harwell, Hargett, Hargrove, Hassell, Head, Hicks, Hood, Huskey, Jackson, Jones S., Kent, Kernell, Kerr, Kisber, Langster, Lewis, Maddox, McAfee, McDaniel, McDonald, McKee, McMillan, Miller, Mumpower, Newton, Odom, Patton, Phelan, Phillips, Pinion, Pleasant, Pruitt, Rhinehart, Ridgeway, Rinks, Ritchie, Roach, Robinson, Sands, Sargent, Scroggs, Sharp, Stamps, Stulce, Tidwell, Tindell, Towns, Turner (Ham), Turner (Shelby), Walker, Walley, West, Westmoreland, White, Whitson, Williams, Windle, Winningham, Wood, Mr. Speaker Naifeh -- 98.

RECESS MOTION

On motion of Rep. Hargrove, and pursuant to House Joint Resolution No. 42, the House recessed until 2:00 p.m, Wednesday, February 19, 1997.